

Attorney Docket No. **BM45308-D1**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Thonnard

Serial No.: Unknown

Filed: Herewith

For: BASB006 Polypeptides from *Neisseria Meningitidis* and Immunogenic Compositions Thereof

Group Art Unit No.: Unknown

Examiner: Not Assigned Yet

Express Mail" mailing label number **EV 228 615 733 US**

I hereby certify that this paper is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" under 37 CFR 1.10 on the date indicated above and addressed to: Commissioner of Patents, P. O. Box 1450, Alexandria, VA 22313-1450, on 19 December 2003.

By: Peggy Ferello  
Peggy Ferello

Commissioner of Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT  
UNDER 37 CFR 1.56**

Applicants herein make available to the Patent and Trademark Office copies of the references, listed on the enclosed Forms PTO/SB/08A and SB/08B, which forms recited the application information for applications to which this application claims priority but have been edited to indicate the current application data. Pursuant to 37 CFR 1.98(d), NO COPIES OF THESE DOCUMENTS ARE ENCLOSED. The prior applications that provide the source of these documents are:

Serial No. 09/673,896, filed December 18, 2000;

Serial No. \_\_\_\_\_, filed \_\_\_\_\_.

The Examiner is requested to consider carefully the complete text of these references in connection with the examination of this application. It is believed that the

The Examiner is requested to consider carefully the complete text of these references in connection with the examination of this application. It is believed that the Examiner will concur with Applicant's belief that the foregoing references do not adversely affect the patentability of the subject matter presently claimed, taken alone or in combination.

It is requested that the listed references be included in the "References Cited" portion of any patent issuing from this application.

(1) **This Information Disclosure Statement is being filed:**

- ☒ within three months of the filing date of the patent application.
- ☐ within three months of the date of entry into the national stage as set forth in 37 CFR 1.491 of the international application.
- ☐ **before** the mailing date of a first Office Action on the merits.
- ☐ **after** the mailing date of the first Office Action on the merits, but **before** the mailing date of
  - a Final Action under 37 CFR 1.113,
  - a Notice of Allowance under 37 CFR 1.311, or
  - an action that otherwise closes prosecution,and is accompanied by either:
  - ☐ the Statement under 37 CFR 1.97(e) (see "Statement" below), **or**
  - ☐ the fee under 37 CFR 1.17(p).
- ☐ **after** the mailing date of
  - a Final Action under 37 CFR 1.113,
  - a Notice of Allowance under 37 CFR 1.311, or
  - an action that otherwise closes prosecution,,and is accompanied by both:
  - the Statement under 37 CFR 1.97(e) (see "Statement" below), **and**
  - the fee under 37 CFR 1.17(p).

(2) **Statement**

- ☐ The **undersigned attorney** hereby states that each item information contained in the Supplemental Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign patent application not more than three months prior to the filing of the Supplemental Information Disclosure Statement. *(If this box is checked, do not check any further Statement boxes.)*

**or**

- ☐ The **person signing immediately below** hereby states that no item of information contained in the Supplemental Information Disclosure was cited in any communication from any foreign patent office in any counterpart foreign patent application or, to the knowledge of the person

signing after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the Supplemental Information Disclosure Statement.

*The person making the statement is:*

☐ the inventor(s) who sign(s) below:

\_\_\_\_\_  
*Signature of the Inventor(s)*

\_\_\_\_\_  
*Typed or Printed Name of the Inventor(s)*

**or**

☐ a person who is substantively involved in the preparation or prosecution of the application, and who is associated with the inventor(s), or with the assignee, or with anyone to whom there is an obligation to assign the application (37 CFR 1.565(c)) and who signs below:

\_\_\_\_\_  
*Signature of the Person(s)*

\_\_\_\_\_  
*Typed or Printed Name of the Person*

\_\_\_\_\_  
*Address of Person Signing*

**or**

☐ the undersigned attorney who signs on the basis of the information:

☐ supplied by the inventor(s).

☐ supplied by an individual designated in 37 CFR 1.56(c).

☐ in the attorney's file.

\_\_\_\_\_  
*Signature of the Attorney (4) Fees*

☒ **No Fee** is owed by the applicants.

☐ **The IDS Fee of \$180.00** under 37 CFR 1.17(p) is enclosed herewith.

(5) **Method of Payment of Fees**

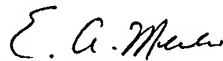
- ☐ Attached is a check in the amount of \$\_\_\_\_\_.
- ☐ Applicants hereby authorize the Commissioner to charge the \$180.00 IDS Fee to Deposit Account No. 50-0258.

**(6) Authorization to Charge Additional Fees**

- ☐ Applicants hereby authorize the Commissioner to charge any additional fees deemed required for consideration of this Paper to Deposit Account No. 50-0258.

A prompt and favorable response is earnestly solicited.

Respectfully submitted,



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Substitute for form 1449/PTO

*(Use as many sheets as necessary)*

Sheet	1	of	2
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Application Number	Unknown
Filing Date	Herewith
First Named Inventor	Thonnard
Art Unit	Unknown
Examiner Name	Unknown
Attorney Docket Number	BM45308-D1

[illegible]

FOREIGN PATENT DOCUMENTS						
Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>2</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)	MM-DD-YYYY			
	A1	WO 96/05858 A1	02-29-1996	Washington University		
	A2	WO 99/24578	05-20-1999	Grandi, et al.		
	A3	WO 96/33276 A	10-24-1996	Human Genome Sciences		
	A4	EP 0 301 992 A	02-01-1989	Nacional De Biopreparados		
	A5	WO 93/ 06861 A	04-15-1993	Pasteur Merieux Serums		
	A6	WO 97/26359 A	07-24-1997	Alvarez Acosta Anabel		

Examiner  
Signature

Date  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Sheet <b>2</b> of <b>2</b>	<b>Application Number</b>	Unassigned
	<b>Filing Dat</b>	Herewith
	<b>First Named Inventor</b>	Ruelle
	<b>Art Unit</b>	Unknown
	<b>Examiner Name</b>	Unknown
	<b>Attorney Docket Number</b>	BM45308-D1

**NON PATENT LITERATURE DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.	T <sup>2</sup>
	B1	Protein Accession No. P44596 (November 1, 1995) Fleischman, et al. Swiss Protein Database	
	B2	Fleischman, R.D., et al. "Whole Genome Random Sequencing and Assembly of Haemophilus Influenzae Rd "SCIENCE, 269:5223 pp. 496-512.	

Examiner  
SignatureDate  
Considered

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

<sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> Applicant is to place a check mark here if English language Translation is attached.

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